

Attorney Docket: FBR/LTE/001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Confirmation Number: 2124

Andrews

RECEIVED  
JAN 24 2006

Application No.: 09/485,657

Group Art Unit: 2644

Filed: March 24, 2000

Examiner: Michalski, Justin

OFFICE OF PETITIONS

Title: A Distributed Stereo System

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. 1.313(c)(2)

Mail Stop Petitions

Commissioner for Patents  
Alexandria, VA 22313

Sir:

Applicant hereby petitions under 37 C.F.R. 1.313(c)(2) to withdraw the above-referenced patent application from issue. Applicant is taking this step in order to file an RCE, filed concurrently herewith, so as to be able to correct the inventorship of the application.

Additionally, applicant wishes to submit certain additional references not previously of record.

Although the issue fee was paid on October 12, 2005, there was a delay at the PTO's printing office due to the PCT-903 Form missing. (That form has now been supplied.)

Applicant's undersigned representative contacted the Issue Branch on January 24, 2006, and was informed that an issue date has not yet been assigned to this application, and that issuance of this application is "definitely several weeks away." Accordingly, Applicant submits that there is adequate time in which to withdraw the application from issue.

Andrews, 09/485,657  
Client/Matter: FBR/LTE/001

A check in the amount of \$130, the petition fee under 37 C.F.R. 1.17(h), is enclosed herewith.

Respectfully submitted,



KENNETH M. FAGIN  
Reg. No. 37615  
Tel. No. (301) 721-2583  
Fax No. (301) 560-8880

Date: 1/24/06

Attorney Docket: FBR/LTE/001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:  
Andrews

Confirmation Number: 2124

Application No.: 09/485,657

Group Art Unit: 2644

Filed: March 24, 2000

Examiner: Michalski, Justin

Title: A Distributed Stereo System

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. 1.313(c)(2)

Mail Stop Petitions

Commissioner for Patents  
Alexandria, VA 22313

Sir:

Applicant hereby petitions under 37 C.F.R. 1.313(c)(2) to withdraw the above-referenced patent application from issue. Applicant is taking this step in order to file an RCE, filed concurrently herewith, so as to be able to correct the inventorship of the application. Additionally, applicant wishes to submit certain additional references not previously of record.

Although the issue fee was paid on October 12, 2005, there was a delay at the PTO's printing office due to the PCT-903 Form missing. (That form has now been supplied.) Applicant's undersigned representative contacted the Issue Branch on January 24, 2006, and was informed that an issue date has not yet been assigned to this application, and that issuance of this application is "definitely several weeks away." Accordingly, Applicant submits that there is adequate time in which to withdraw the application from issue.

Andrews, 09/485,657  
Client/Matter: FBR/LTE/001

A check in the amount of \$130, the petition fee under 37 C.F.R. 1.17(h), is enclosed herewith.

Respectfully submitted,



KENNETH M. FAGIN  
Reg. No. 37615  
Tel. No. (301) 721-2583  
Fax No. (301) 560-8880

Date: 1/24/06

**RECEIPT FROM PTO FOR INDICATED ITEMS**

(Do NOT Use for New or Continuing Applications of Any Kind)  
 Use 2 postcards for all New Applns. (cont/Div/CIP, too)  
Use this sheet when filing CPA

Appln. No: 09/485,657	Atty: Kenneth M. Fagin, Esq.
First Inventor: Andrews	Date: July 27, 2005
ENTITLED: A Distributed Stereo System	Matter Name: FBR/LTE/001
	Client Name: FBR

**ENCLOSED:**

Response/Amendment    Appendix    Cover Sheet    Cited/Listed Documents  
 Completion Request for R 53(f)/PCT Nat.

# No. of Pages Abstract

**RECEIVED**

JAN 24 2006

# No. of Pages Spec and Claims

**OFFICE OF PETITIONS**# No. of Numbered Claims Only# No. of Sheets of Drawings (Figs)  )

1 Set Formal    1 Set Informal    Cover Letter

Declaration    # of pages

Assignment    Cover Sheet

Small Entity Declaration

Extension Petition (PAT-111)

#  No. of Priority Documents

IDS Letter    Cited Appln(s)    Foreign Sch Rep/OA

PTO-1449    Cited Documents

Issue Fee Transmittal Form PTOL-85(b)

OTHER: 

**Petition to Withdraw from Issue  
Check, \$130**

Current DUE DATE: 

(Submit Single Copy Only)

Kenneth M. Fagin, Esq.  
136 Summer Walk Drive  
Gaithersburg, MD 20878  
(301) 721-2583 (phone)  
(301) 560-8880 (fax)  
kmf@kmfagin.com

**Kenneth M. Fagin**

# Fax

<b>To:</b>	Ms. Creasy	<b>From:</b>	Kenneth M. Fagin
<b>Fax:</b>	571-273-0025	<b>Pages:</b>	Cover plus 17
<b>Phone:</b>	571-272-3208	<b>Date:</b>	January 24, 2006
<b>Re:</b>	Petition to Withdraw From Issue 09/485,657	<b>CC:</b>	

**Urgent**    **For Review**    **Please Comment**    **Please Reply**    **Please Recycle**

---

**• Confidentiality Notice:**

The document accompanying this facsimile transmission may contain confidential information which is legally privileged. The information is intended only for the use of the individual or entity named above. **If you are not the intended recipient, or the person responsible for delivering it to the intended recipient, please contact the sender indicated above.**

Dear Ms. Creasy,

Attached are copies of the following materials in re the above matter:

Copy of Petition to Withdraw From Issue, filed with Office of Petitions 1/24/06 (today)

Copy of RCE filed with OIPE on 1/24/06

Copy of IDS filed with OIPE on 1/24/06 (without references, which were filed with OIPE)

Copy of Request to Correct Inventorship with supporting papers, filed with OIPE on 1/24/06

**DO NOT USE PCT FORM PTO FOR INDICATED ITEMS**

(Do NOT Use for New or Continuing Applications of Any Kind)  
Use 2 postcards for all New Applns. (cont/Div/CIP, too)  
Use this sheet when filing CPA

Appln. No: 09/485,657	Atty: Kenneth M. Fagin, Esq.
First Inventor: Andrews	Date: July 27, 2005
ENTITLED: A Distributed Stereo System	Matter Name: FBR/LTE/001 Client Name: FBR

**ENCLOSED:**

Response/Amendment     Appendix     Cover Sheet     Cited/Listed Documents  
 Completion Request for R 53(f)/PCT Nat.

# **No. of Pages Abstract**# **No. of Pages Spec and Claims**# **No. of Numbered Claims Only**# **No. of Sheets of Drawings (Figs**  )

1 Set Formal     1 Set Informal     Cover Letter

Declaration     # of pages

Assignment     Cover Sheet

Small Entity Declaration

Extension Petition (PAT-111)

#  No. of Priority Documents

IDS Letter     Cited Appln(s)  Foreign Sch Rep/OA

PTO-1449     Cited Documents

Issue Fee Transmittal Form PTOL-85(b)

**OTHER:**

RCE

**Request to Correct Inventorship and Supporting Documents**

**Check, \$1050 (RCE fee \$790, Request to Correct Inventorship Processing Fee \$130, Late Declaration surcharge \$130)**

**Current DUE DATE:**

(Submit Single Copy Only)